

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

Victor Tagle,

Plaintiff

V.

Department of Homeland Security, et al.,

Defendant

Case No.: 2:17-cv-02846-JAD-NJK

Order Dismissing Case

Pro se prisoner and plaintiff Victor Tagle applied to proceed in forma pauperis in this rights action.¹ Because at least three of his other actions have been dismissed as frivolous failure to state a claim upon which any relief may be granted, Tagle could not proceed as a prisoner unless he could show that he was “under imminent danger of serious physical injury.”² I failed to make the required showing, so I denied his motion and ordered him to pre-pay the filing fee.³ I also warned Tagle that “**this action will be dismissed without prejudice and not further prior notice unless**” he pays the fee “**by December 18, 2017.**”⁴ That date has passed, and Tagle still has not paid any portion of the filing fee.⁵

Accordingly, IT IS HEREBY ORDERED that all of Tagle's claims in this case are

DISMISSED without prejudice. The Clerk of Court is directed to **CLOSE THIS CASE**.

Dated: January 22, 2018


U.S. District Judge Jennifer A. Dorsey

¹ ECF No. 1.

² 28 U.S.C. § 1915(g).

3 ECF NO. 3.

4 *Id.* at 2,

⁵ It also appears that Tagle's address has changed but he failed to notify the court of his new address in violation of LSR 2-2. See ECF No. 4 (mail returned as undeliverable).